

ORIGINAL

IN THE SUPREME COURT OF OHIO

In the Matter of the Application of Columbus Southern : Case No. 2010-0722
Power Company and Ohio Power Company to Adjust :
Their Economic Development Cost Recovery Rider : Appeal from the Public
Rates : Utilities Commission of Ohio
:
: Public Utilities
: Commission of Ohio
: Case No. 09-1095-EL-RDR

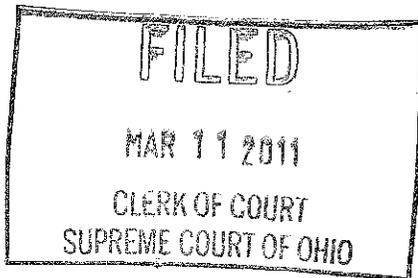
**APPLICATION FOR DISMISSAL OF CROSS-APPEAL
BY INDUSTRIAL ENERGY USERS-OHIO**

Samuel C. Randazzo
(Reg. No. 0016386)
(Counsel of Record)
Joseph E. Olikier
(Reg. No. 0086088)
McNees Wallace & Nurick LLC
21 East State Street, 17th Floor
Columbus, OH 43215
Telephone: (614) 469-8000
Facsimile: (614) 469-4653
sam@mwncmh.com
joliker@mwncmh.com

**COUNSEL FOR APPELLEE/CROSS-
APPELLANT, INDUSTRIAL ENERGY USERS-
OHIO**

Richard M. DeWine
(Reg. No. 009181)
Attorney General of Ohio
William L. Wright
(Reg. No. 0018010)
Chief, Public Utilities Section
Werner L. Margard III
(Reg. No. 0024858),
Thomas W. McNamee
(Reg. No. 0017352)
(Counsel of Record)
Thomas G. Lindgren
(Reg. No. 0039210)
Assistant Attorneys General
Public Utilities Section
180 East Broad Street, 9th Floor
Columbus, OH 43215
Telephone: (614) 644-8689
Facsimile: (614) 752-8351
william.wright@puc.state.oh.us
werner.margard@puc.state.oh.us
thomas.mcnamee@puc.state.oh.us
thomas.lindgren@puc.state.oh.us

**COUNSEL FOR APPELLEE, PUBLIC
UTILITIES COMMISSION OF OHIO**



Steven T. Nourse
(Reg. No. 0046705)
(Counsel of Record)
Matthew J. Satterwhite
(Reg. No. 0071972)
American Electric Power
Service Corporation
1 Riverside Plaza, 29th Floor
Columbus, OH 43215-2373
(614) 716-1608 – Telephone
(614) 716-2950 – Facsimile
stnourse@aep.com
mjsatterwhite@aep.com

**COUNSEL FOR APPELLANT/CROSS-
APPELLEE, COLUMBUS SOUTHERN POWER
COMPANY AND OHIO POWER COMPANY**

Janine L. Migden-Ostrander
(Reg. No. 0002310)
Consumers' Counsel
Michael E. Idzkowski
(Counsel of Record)
(Reg. No. 0062839)
Maureen R. Grady
(Reg. No. 0020847),
Office of the Ohio Consumers' Counsel
10 West Broad Street, Suite 1800
Columbus, OH 43215-3485
(614) 466-8574 – Telephone
(614) 466-9475 – Facsimile
idzkowski@occ.state.oh.us
grady@occ.state.oh.us

**COUNSEL FOR INTERVENING APPELLEE,
OFFICE OF THE OHIO CONSUMERS'
COUNSEL**

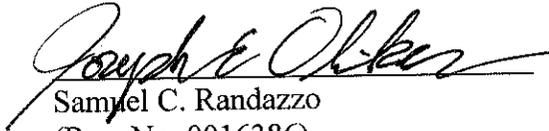
IN THE SUPREME COURT OF OHIO

In the Matter of the Application of Columbus Southern : Case No. 2010-0722
Power Company and Ohio Power Company to Adjust :
Their Economic Development Cost Recovery Rider : Appeal from the Public
Rates : Utilities Commission of Ohio
:
: Public Utilities
: Commission of Ohio
: Case No. 09-1095-EL-RDR

**APPLICATION FOR DISMISSAL OF CROSS-APPEAL
BY INDUSTRIAL ENERGY USERS-OHIO**

Cross-Appellant/Appellee, Industrial Energy Users-Ohio, hereby withdraws its Cross-Appeal. Industrial Energy Users-Ohio maintains its status in this Appeal as an Appellee but waives oral argument and submits the case to the Supreme Court on the briefs.

Respectfully submitted,



Samuel C. Randazzo
(Reg. No. 0016386)
(Counsel of Record)

Joseph E. Olikar
(Reg. No. 0086088)

McNees Wallace & Nurick LLC
21 East State Street, 17th Floor
Columbus, OH 43215

Telephone: (614) 469-8000

Facsimile: (614) 469-4653

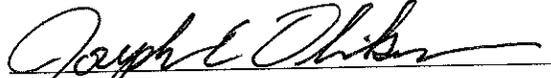
sam@mwncmh.com

joliker@mwncmh.com

**COUNSEL FOR APPELLEE/CROSS-APPELLANT,
INDUSTRIAL ENERGY USERS-OHIO**

CERTIFICATE OF SERVICE

I hereby certify that a copy of the *Application for Dismissal of Cross Appeal By Industrial Energy Users-Ohio* was sent by ordinary U.S. mail, postage prepaid, to the parties listed below this 11th day of March, 2011.


Joseph E. Oliker

Richard M. DeWine
(Reg. No. 009181)
Attorney General of Ohio
William L. Wright
(Reg. No. 0018010)
Chief, Public Utilities Section
Werner L. Margard III
(Reg. No. 0024858),
Thomas W. McNamee
(Reg. No. 0017352)
(Counsel of Record)
Thomas G. Lindgren
(Reg. No. 0039210)
Assistant Attorneys General
Public Utilities Section
180 East Broad Street, 9th Floor
Columbus, OH 43215
william.wright@puc.state.oh.us
werner.margard@puc.state.oh.us
thomas.mcnamee@puc.state.oh.us
thomas.lindgren@puc.state.oh.us

**COUNSEL FOR APPELLEE, PUBLIC
UTILITIES COMMISSION OF OHIO**

Steven T. Nourse
(Reg. No. 0046705)
(Counsel of Record)
Matthew J. Satterwhite
(Reg. No. 0071972)
American Electric Power
Service Corporation
1 Riverside Plaza, 29th Floor
Columbus, OH 43215-2373
stnourse@aep.com
mjsatterwhite@aep.com

**COUNSEL FOR APPELLANT/CROSS-
APPELLEE, COLUMBUS SOUTHERN POWER
COMPANY AND OHIO POWER COMPANY**

Janine L. Migden-Ostrander
(Reg. No. 0002310)
Consumers' Counsel
Michael E. Idzkowski
(Counsel of Record)
(Reg. No. 0062839)
Maureen R. Grady
(Reg. No. 0020847),
Office of the Ohio Consumers' Counsel
10 West Broad Street, Suite 1800
Columbus, OH 43215-3485
idzkowski@occ.state.oh.us
grady@occ.state.oh.us

**COUNSEL FOR INTERVENING APPELLEE,
OFFICE OF THE OHIO CONSUMERS'
COUNSEL**